

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>GARY T. WINNETT, et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 3:06-0235</b>
	)	<b>Judge Trauger</b>
<b>CATERPILLAR INC.,</b>	)	
	)	
<b>Defendant/Third-Party Plaintiff,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>INTERNATIONAL UNION, UAW, et al.</b>	)	
	)	
<b>Third-Party Defendants.</b>	)	
	)	

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<b>JUDITH K. KERNS, et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 3:06-1113</b>
	)	<b>Judge Trauger</b>
<b>CATERPILLAR INC.,</b>	)	
	)	
<b>Defendant/Third-Party Plaintiff,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>INTERNATIONAL UNION, UAW, et al.</b>	)	
	)	
<b>Third-Party Defendants.</b>	)	
	)	

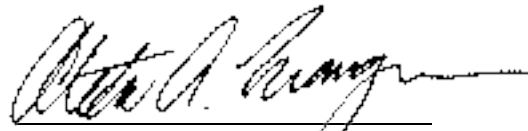
**ORDER**

For the reasons expressed in the accompanying Memorandum, Caterpillar's Motion for Restitution in *Winnett* (Docket No. 517) is **DENIED**. Caterpillar's Motion for Certification in *Winnett* (Docket No. 519) is **DENIED AS MOOT**. As a housekeeping matter, the motion pending as *Winnett* Docket No. 506 is **TERMED**, as the issues in that motion have been long settled by the parties. *Winnett* is **DISMISSED**, and entry of this order shall constitute the judgment in that case.

In *Kerns*, Caterpillar's Motion for Certification (Docket No. 314) is **DENIED**, and, as a housekeeping matter, the motion pending as *Kerns* Docket No. 297 is **TERMED**, as, likewise, the issues in that motion have been settled by the parties.

It is so ordered.

Enter this 24th day of June 2011.

A handwritten signature in black ink, appearing to read 'Aleta A. Trauger', with a horizontal line underneath it.

ALETA A. TRAUGER  
United States District Judge